IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRIT No. 3702 of 2007

PRAKASH CHANDRA
V/S
NARAIN DAS & ORS.

Mr. MS PUROHIT, for the appellant / petitioner

Date of Order : 5.7.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner.

Learned lower Appellate Court has refused the prayer of the petitioner to have the audio casette examined by the Central Forensic Science Laboratory. It is clear from the documents produced on record that the casette along with transcription was already sent to the Forensic Science Laboratory, and the Laboratory has reported its inability to compare the same on account of the casette being very old.

In my view, no interference is required to be made in my writ jurisdiction. The writ petition is, therefore, dismissed summarily. However, it will be open to the petitioner to assail the correctness, legality or propriety of the impugned order by setting forth appropriate ground in appeal, if necessity so arises, and if the petitioner so stands advised.

(N P GUPTA),J.

/Sushil/